IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.7949 of 2008
BINOD KUMAR SAH
Versus
THE STATE OF BIHAR & ANR
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2. 12.5.2008 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

The petitioner seeks anticipatory bail in a case under Sections 498A, 307/34 of the Indian Penal Code and Sections 3/ 4 of the Dowry Prohibition Act.

The allegation in the FIR is regarding demand of Tata Sumo vehicle and Rs. 3,00,000/- which on not being given, the informant was being subjected to torture and subsequently on 27.8.2007 it is alleged that the lady accused persons set fire to the sari of the informant as a result of which her entire dress was burnt and she also received burn injury.

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Learned counsel for the petitioner submits that there is no evidence of any injury on account of burn being caused on the body of the informant and the entire allegations are false and baseless. It is stated that omnibus allegations have been made and nothing specific has been stated against this petitioner who is the husband of the informant. It is further submitted that the allegations regarding burn is directed only against the lady accused persons who have all been granted anticipatory bail by the Court below itself.

On a consideration of the aforesaid facts and circumstances, it is directed that the petitioner, Binod Kumar Sah, in the event of his arrest/surrender in the court below within four weeks from today, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two

sureties of the like amount each in connection with Maharajganj P.S. Case No. 177 of 2007 to the satisfaction of the Chief Judicial Magistrate, Siwan, subject to conditions laid down under Section 438(2) Cr.P.C.

S. Pandey **(Ramesh Kumar Datta, J.)**

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